



PATENT

Attorney Docket No. 08801.0082-02

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Luca ZUCHELLI et al. ) Group Art Unit: 3748  
)  
Application No.: 10/759,212 ) Examiner: C. Toomer  
)  
Filed: January 20, 2004 )  
)  
For: FUEL COMPOSITION WHICH ) Confirmation No.: 6425  
COMBUSTS INSTANTANEOUSLY, )  
METHOD AND PLANT )  
THEREFORE )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER**

Assignee, PIRELLI AMBIENTE S.p.A, duly organized under the laws of ITALY and having its principal place of business at Via Gaetano Negri 10, 20123, Milano, Italy, represents that it is the assignee of the entire right, title and interest in and to the above-identified application, Application No. 10/759,212, filed January 20, 2004 for FUEL COMPOSITION WHICH COMBUSTS INSTANTANEOUSLY, METHOD AND PLANT THEREFORE in the names of Luca ZUCHELLI and Roberto RIZZI, as indicated by assignment duly recorded in the United States Patent and Trademark Office at Reel 010104, Frame 0069 on July 20, 1999.

Assignee, PIRELLI AMBIENTE S.p.A, further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent No. 6,375,691, as indicated by the

assignment duly recorded in the United States Patent and Trademark Office at Reel 010104, Frame 0069 on July 20, 1999. United States Patent No. 6,375,691 issued from United States Application Serial No. 09/301,309, which is the parent of the present application.

Assignee, PIRELLI AMBIENTE S.p.A, further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent No. 6,582,486, as indicated by the assignment duly recorded in the United States Patent and Trademark Office at Reel 009847, Frame 0778 on March 26, 1999.

To obviate a double patenting rejection, Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior patent Nos. 6,375,691 and 6,582,486. Assignee hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patents, as presently shortened by any terminal disclaimer, in the event that the prior patents later expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or

in part, are terminally disclaimed under 37 C.F.R. § 1.321, have all claims canceled by a reexamination certificate, are reissued, or are in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$130.00 is being filed with this disclaimer.

If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to our Deposit Account No. 06-0916. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to Deposit Account No. 06-0916

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: January 3, 2007

By: \_\_\_\_\_



Albert J. Santorelli  
Reg. No. 22,610